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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

ANNABELLE G. ROBERTS,)	
)	Civil No. 05-3050-CL
Plaintiff,)	
)	
v.)	
)	
TRUSTEES OF THE ASANTE)	ORDER
RETIREMENT PLAN AND TRUST,)	
et al.,)	
Defendants.)	

PANNER, Judge.

Magistrate Judge Mark Clarke has filed a Report and Recommendation, and the matter is now before this court. See 28 U.S.C. § 636(b)(1)(B), Fed. R. Civ. P. 72(b). When either party objects to any portion of a Magistrate Judge's Report and Recommendation, the district court reviews that portion of the Magistrate Judge's report de novo. 28 U.S.C. § 636(b)(1)(C); McDonnell Douglas Corp. v. Commodore Bus. Mach., Inc., 656 F. 2d 1309, 1313 (9th Cir. 1981).

Defendant Switzer filed timely objections, so I have given the file of this case de novo review. Because I find no error,

I adopt the Report and Recommendation.

CONCLUSION

Magistrate Judge Clarke's Report and Recommendation (#45) is adopted. Plaintiff's Motion for Summary Judgment (#23) is granted, and defendant Switzer's Motion for Summary Judgment (#18) is denied. Judgment will be entered in favor of plaintiff.

IT IS SO ORDERED.

DATED this 5 day of July, 2007.

A handwritten signature in black ink, appearing to read "Owen M. Panner", is written over a horizontal line.

OWEN M. PANNER
United States District Judge